

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CYNTHIA MCGRATH, Individually and as :
Administratrix ad Prosequendum of the Estate of :
MEGAN WRIGHT, :

CIVIL CASE No.: 07-cv-11279

Plaintiff, :

-against- :

DOMINICAN COLLEGE OF BLAUVELT, NEW :
YORK, SISTER MARY EILEEN O'BRIEN, :
Individually and as President of Dominican College,:
JOHN LENNON, Individually and as Director of :
Security of Dominican College, JOHN PRESCOTT,:
Individually and as Dean of Students of Dominican :
College, CARLYSLE HICKS, Individually and as :
Director of Resident Life of Dominican College, :
RICHARD FEGINS, JR., KENNETH A. THORNE,:
JR., ISAIAH LYNCH, and TERRELL E. HILL, :

**NOTICE OF MOTION
TO DISMISS**


Defendants. :
:

PLEASE TAKE NOTICE that, upon the accompanying memorandum of law, dated February 8, 2008, and the Declaration of Peter W. Beadle, Esq., dated February 8, 2008, defendants Dominican College of Blauvelt, Sister Mary Eileen O'Brien, John Lennon, John Prescott and Carlyle Hicks will make a motion, before the Honorable Stephen C. Robinson, United States District Judge, the United States Courthouse, 300 Quarropas Street, Room 633, White Plains, NY 10601, for an order, pursuant to Federal Rules of Civil Procedure 9(b) and 12(b)(6), dismissing the first, fifth, sixth and seventh causes of action in the Amended Complaint, and granting such other and further relief as the Court deems just and proper.

NOTICE OF MOTION TO DISMISS AMENDED COMPLAINT
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Dated: New York, New York
February 8, 2008

BIEDERMANN, REIF, HOENIG & RUFF, P.C.

A handwritten signature in black ink, appearing to read 'Peter W. Beadle', is written over a horizontal line.

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